

RICHARD DOYLE, City Attorney (#88625)  
 NORA FRIMANN, Chief Trial Attorney (#93249)  
 MICHAEL R. GROVES, Sr. Deputy City Attorney (#85620)  
 Office of the City Attorney  
 200 East Santa Clara Street  
 San Jose, California 95113-1905  
 Phone: (408) 535-1900  
 FAX: (408) 998-3131  
 Email: cao.main@sanjoseca.gov

Attorneys for Defendants,  
 CITY OF SAN JOSE, ROBERT DAVIS, OFFICER MATTHEW WILLIAMS #3751,  
 SERGEANT CARLTON SHEPPARD #3125, OFFICER JUAN HERNANDEZ #3898, and  
 OFFICER GERARDO RODRIGUEZ #3087

Anthony Boskovich, Esq. (#121198)  
 Law Offices of Anthony Boskovich  
 28 No. First Street, 6<sup>th</sup> Floor  
 San Jose, California 95113-1210  
 Phone: (408) 286-5150  
 FAX: (408) 286-5170  
 Email: policemisconduct@compuserve.com

Attorney for Plaintiff,  
 JERMAINE MONTIEL

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA

JERMAINE MONTIEL,

Plaintiff,

vs.

OFFICER M. WILLIAMS, Badge No.  
 3751; SERGEANT C. SHEPPARD,  
 Badge No.. 3125; OFFICER  
 HERNANDEZ, Badge No.. 3898;  
 OFFICER RODRIGUEZ, Badge No..  
 3087; JOHN DOE and RICHARD ROE;  
 ROBERT DAVIS; CITY OF SAN JOSE,

Defendants.

CASE NO.: C07-05490 JF

**STIPULATED TRIAL SCHEDULE  
 AND [PROPOSED] ORDER**

On March 27, 2009 the parties, by and through their counsel, Anthony Boskovich for  
 Plaintiff and Michael R. Groves for Defendants, appeared at a Case Management  
 Conference on this matter in the Honorable Judge Jeremy Fogel's department. The

attorneys asked Judge Fogel to continue the Case Management Conference for two weeks so they can work out an agreed upon trial schedule. The Court continued the Case Management Conference to April 10, 2009 with the understanding that if the parties submitted a Stipulated Trial Schedule before then, an appearance would not be necessary.

The parties, through the above counsel, hereby stipulate to the following schedule:

<b>Expert Disclosures due:</b>	<b>October 23, 2009</b>
<b>Close of Fact Discovery:</b>	<b>October 30, 2009</b>
<b>Close of Expert Discovery:</b>	<b>November 20, 2009</b>
<b>Last Day for Hearing on Dispositive Motions:</b>	<b>December 11, 2009</b>
<b>Pre-Trial Conference:</b>	<b>January 22, 2010 at 11:00 am</b>
<b>Jury Selection:</b>	<b>January 29, 2010</b>
<b>Jury Trial:</b>	<b>February 1, 2010</b>

Law Office of Anthony Boskovich

Dated: April 9, 2009

\_\_\_\_\_  
/s/  
ANTHONY BOSKOVICH  
Attorney at Law  
  
Attorney for Plaintiff,  
JERMAINE MONTIEL

Dated: April 9, 2009

RICHARD DOYLE, City Attorney

By:

\_\_\_\_\_  
/s/  
MICHAEL R. GROVES  
Sr. Deputy City Attorney  
  
Attorney for Defendants,  
CITY OF SAN JOSE, ROBERT DAVIS,  
OFFICER MATTHEW WILLIAMS,  
SERGEANT CARLTON SHEPPARD,  
OFFICER JUAN HERNANDEZ, and  
OFFICER GERARDO RODRIGUEZ

//  
//  
//

1 ATTESTMENT OF CONCURRENCE PER GENERAL ORDER 45 FOR FILING:

2 I attest that concurrence in the filing of this document by the signatories, Michael  
3 Groves and Anthony Boskovich, has been obtained, and that a record of the concurrence  
4 shall be maintained at the Office of the City Attorney.

5  
6 Date: April 9, 2009

By: \_\_\_\_\_/s/\_\_\_\_\_  
MICHAEL R. GROVES

7  
8  
9  
10 **IT IS SO ORDERED.**

11  
12 Dated: 4/9/09

13   
\_\_\_\_\_  
HON. JEREMY FOGEL  
United States District Court Judge